



RESOLUTION NO. 2012-07

A RESOLUTION OF THE CITY OF TRINIDAD, CALIFORNIA, SUBMITTING A LOCAL COASTAL PROGRAM AMENDMENT TO ADD SECTIONS TO THE ZONING ORDINANCE ADDRESSING VACATION DWELLING UNITS (VDUs) TO THE CALIFORNIA COASTAL COMMISSION FOR CERTIFICATION

WHEREAS, the City of Trinidad City Council has adopted an ordinance amending the Implementation Plan of the Local Coastal Program to address deficiencies in the existing implementing ordinances that do not adequately regulate VDUs; and

WHEREAS, this amendment has been reviewed and processed pursuant to the provisions of the Local Coastal Program and City laws; and

WHEREAS, the ordinance is Categorically exempt per §15301 of the CEQA Guidelines exempting *“the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing private or public structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency’s determination,”* and per §15305 exempting *“minor alterations in land use limitations in areas with an average slope of less than 20%, which do not results in any changes in land use or density,”* and Statutorily exempt per §15265 exempting adoption of coastal plans and programs by local governments.

WHEREAS, after due notice and public hearing, and in accordance with the Local Coastal Program (Trinidad Zoning Ordinance section 7.03), the Planning Commission approved the amendment to the Zoning Ordinance as indicated in Exhibit A on June 15, 2011, and the Trinidad City Council adopted the amendment on August 10, 2011, and again on April 11, 2012 as recommended by the Planning Commission.

WHEREAS, this amendment is intended to be carried out in a manner in conformity with the Coastal act and the implementing Local Coastal Program; and

WHEREAS, this amendment is consistent with the City’s certified Local Coastal Program; and

WHEREAS, this amendment shall take effect immediately upon certification by the California Coastal Commission if approved as submitted. If the California Coastal Commission certifies the amendment subject to conditions that change the nature of the amendment, final approval by the Trinidad City Council shall be required prior to the amendment taking effect; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Trinidad as follows:

1. City staff is directed to apply to, and work with, the California Coastal Commission for approval of this Local Coastal Program amendment.

INTRODUCED, APPROVED, AND ADOPTED by the Trinidad City Council on May 09, 2012, by the following vote:

AYES: Morgan, Miller, Fulkerson, Davies
NAYS: None
ABSENT: Bhardwaj
ABSTAIN: None

Attest:

Gabriel Adams
Trinidad City Clerk

Julie Fulkerson
Mayor Pro-Tem